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BOX PATENT APPLICATION

Washington, D.C. 20231 JC639 U.S. PTO



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03/30/00

IBM DOCKET NO. FIS990239US1

IBM Corporation

Intellectual Property Law/Zip 482

Hopewell Junction, NY 12533

Date: 3/30/00

JC542 U.S. PTO  
09/539859  
03/30/00

Transmitted herewith for filing is the Patent application of:

Inventor: Paul Kuprionas

For: LICENSED APPLICATION INSTALLER

Enclosed are:

- ☒ 4 sheets of drawings.
- ☒ An assignment of the invention to International Business Machines Corporation, Armonk, New York 10504.
- ☐ A certified copy of a \_\_\_\_\_ application.
- ☒ Declaration and Power of Attorney.
- ☒ Information Disclosure Statement with copies of cited references.
- ☒ Associate Power of Attorney.
- The filing fee has been calculated as shown below:

	(Col. 1)	(Col. 2)
For:	No. Filed	No. Extra
Basic Fee		
Total Claims	20- 20=	0
Independent Claims	6- 3=	3
<input type="checkbox"/> Multiple Dependent Claim Presented		

Other Than Small Entity	
Rate	Fee
	\$ 690.00
x \$18.00=	\$
x\$78.00=	\$ 234.00
\$260.00	\$
<b>TOTAL</b>	<b>\$ 924.00</b>

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Signature

Date

Respectfully submitted,

FOR: Paul Kuprionas

BY:

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Registration No.: 38,371

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[illegible]

CORRESPONDENCE INFORMATION

APPLICATION INFORMATION

## REPRESENTATIVE INFORMATION

Representative Customer Number:: 22891

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# APPLICATION

## FOR

# UNITED STATES LETTERS PATENT

APPLICANT NAME: Paul Kuprionas

TITLE: LICENSED APPLICATION INSTALLER

DOCKET NO.: FIS990239US1

INTERNATIONAL BUSINESS MACHINES CORPORATION

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# **LICENSED APPLICATION INSTALLER**

## **Background Of The Invention**

### **1. Field of the Invention**

This invention relates to computer software, and in particular to a method and  
5 system of installing licensed software directly from a network computer to an end user  
computer via the Internet or another network.

### **2. Description of Related Art**

Traditionally, new computer software, such as programs intended for execution on  
an end user's personal computer, have been distributed on physical media such as  
10 diskettes or CD-ROMs directly to the end user, along with a license typically limiting use  
of the software to one computer. Installation programs included on the physical media  
permit the end user to easily install the software on the personal computer. However, this  
ease of use also permits installation of the software on any number of additional  
computers, notwithstanding any use restrictions in the original license.

15 Newer software distribution systems have utilized distribution from a network  
server. Even though a number of such systems attempt to control access to the software,  
some such systems have numerous deficiencies. The deficiencies include a lack of  
control of the installation media, lack of checks on the actual computer to which the  
software is to be installed, and non-standardized installations among the various end user  
20 computers.

Bearing in mind the problems and deficiencies of the prior art, it is therefore an  
object of the present invention to provide a method and system for managing distribution  
of licensed software.

It is another object of the present invention to provide a method and system for  
25 improving control over installation of licensed software on end users personal computers.

It is a further object of the present invention to provide a method and system for  
verifying the propriety of distributing licensed software to an end user computer.

It is another object of the present invention to provide a method and system which standardizes the installation of licensed software on end users personal computers.

It is yet another object of the present invention to provide a method and system for reducing the opportunity to improperly copy and distribute licensed software to  
5 unlicensed end user computers.

Still other objects and advantages of the invention will in part be obvious and will in part be apparent from the specification.

### **Summary of the Invention**

The above and other objects and advantages, which will be apparent to one of  
10 skill in the art, are achieved in the present invention which is directed to, in a first aspect, a method of installing licensed software on an end user's computer comprising providing an end user computer having a program storage device and a unique computer identifier distinguishing the end user computer from other computers, and providing a network  
15 computer having access to a program storage device containing software for license to end users and a program storage device containing a database listing computer identifiers licensed to run the software. Thereafter the method includes using the network computer to contact the end user computer and determine its end user computer identifier, verifying listing of the end user computer identifier in the network computer database, downloading the software from the network computer, and installing the downloaded  
20 software on the end user computer program storage device.

On installation on the end user computer program storage device, the software comprises a program for execution on the end user computer. Preferably, the unique computer identifier is selected from the group consisting of a BIOS serial number and a network adapter address. The method may be practiced such that the network computer  
25 includes a plurality of different software and, prior to downloading the software, further includes identifying to the end user computer all of the software on the network computer program storage device listed as licensed by the computer identifier of the end user

computer and sending from the end user computer to the network computer a selection of the software to be downloaded.

Preferably, the identification to the end user computer of all the software on the network computer program storage device listed as licensed by the computer identifier of the end user computer is by an executable program on a program storage device of the network computer. In such case, prior to identifying to the end user computer the software on the network computer program storage device, the method further includes sending to the network computer, from the end user computer a command to run the program identifying to the end user computer the software listed as licensed by the computer identifier of the end user computer. The program identifying to the end user computer the software listed as licensed by the computer identifier does not have to be installed on the end user computer. The method is especially useful where the end user computer program storage device contains a damaged version of the software to be downloaded, and wherein the installation of the software corrects the damaged software.

In another aspect, the present invention provides a method of installing licensed software on an end user's computer comprising providing an end user computer having a program storage device and a unique computer identifier distinguishing the end user computer from other computers, e.g., a BIOS serial number or a network adapter address, and providing a network computer having access to a program storage device containing a plurality of different executable software programs for license to end users, and a program storage device containing a database listing computer identifiers licensed to run the software. The method then comprises using the network computer to contact the end user computer and determine its end user computer identifier, verifying listing of the end user computer identifier in the network computer database, identifying to the end user computer all of the software on the network computer program storage device listed as licensed by the computer identifier of the end user computer, sending from the end user computer to the network computer a selection of the software to be downloaded,

downloading the selected software from the network computer, and installing the downloaded software on the end user computer program storage device.

The identification to the end user computer of all the software on the network computer program storage device listed as licensed by the computer identifier of the end user computer may be by an executable program on a program storage device of the network computer. Prior to identifying to the end user computer the software on the network computer program storage device, the method may further include sending to the network computer, from the end user computer, a command to run the program identifying to the end user computer the software listed as licensed by the computer identifier of the end user computer.

In yet another aspect, the present invention provides a method of installing licensed software on an end user's computer comprising providing an end user computer having a program storage device containing a damaged executable software program and a unique computer identifier distinguishing the end user computer from other computers, such as a BIOS serial number or a network adapter address, and providing a network computer having access to a program storage device containing software for installing the executable software program and a program storage device containing a database listing computer identifiers licensed to run the software. The method further includes using the network computer to contact the end user computer and determine its end user computer identifier, verifying listing of the end user computer identifier in the network computer database, downloading the software from the network computer, and installing the downloaded software on the end user computer program storage device and correcting the damaged executable software program. The network computer may include a plurality of different software and, prior to downloading the software, so that the method further includes identifying to the end user computer all of the software on the network computer program storage device listed as licensed by the computer identifier of the end user computer and sending from the end user computer to the network computer a selection of the software to be downloaded. Preferably, the identification to the end user computer of

In a related aspect, the present invention provides a program storage device readable by a machine, tangibly embodying a program of instructions executable by the machine to perform method steps for installing licensed software from a network computer to an end user's computer. The network computer has access to a program storage device containing software for license to end users and a program storage device containing a database listing computer identifiers licensed to run the software and the end user computer has a program storage device and a unique computer identifier distinguishing the end user computer from other computers. The method steps comprise contacting the end user computer using the network computer, determining the end user computer identifier, verifying listing of the end user computer identifier in the network computer database, downloading software from the network computer, and installing the downloaded software on the end user computer program storage device.

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program product has computer readable program code means for contacting the end user computer using the network computer, computer readable program code means for determining the end user computer identifier, computer readable program code means for verifying listing of the end user computer identifier in the network computer database, 5 computer readable program code means for downloading software from the network computer, and computer readable program code means for installing the downloaded software on the end user computer program storage device.

A further aspect of the present invention relates to an article of manufacture comprising: a computer usable medium having computer readable program code means 10 embodied therein for installing licensed software from a network computer to an end user's computer. The network computer has access to a program storage device containing software for license to end users and a program storage device containing a database listing computer identifiers licensed to run the software and the end user computer has a program storage device and a unique computer identifier distinguishing 15 the end user computer from other computers. The computer readable program code means in the article of manufacture comprises computer readable program code means for contacting the end user computer using the network computer, computer readable program code means for determining the end user computer identifier, computer readable program code means for verifying listing of the end user computer identifier in the 20 network computer database, computer readable program code means for downloading software from the network computer, and computer readable program code means for installing the downloaded software on the end user computer program storage device.

### **Brief Description of the Drawings**

25 The features of the invention believed to be novel and the elements characteristic of the invention are set forth with particularity in the appended claims. The figures are for illustration purposes only and are not drawn to scale. The invention itself, however, both as to organization and method of operation, may best be understood by reference to

the detailed description which follows taken in conjunction with the accompanying drawings in which:

Fig. 1 is a schematic of the overall system of the present invention as run using a plurality of network servers connected to a plurality of end user personal computers by the Internet or a network.

Fig. 2 is a schematic of the preferred network server of the present invention incorporating a program license manager program, individual available software programs and a database of licensed end user computer identifiers.

Fig. 3 is a schematic of a typical end user personal computer served by the present invention incorporating licensed software programs and a computer identifier.

Fig. 4 is a screen view of the preferred program license manager as run on the network server and viewed on the end user personal computer.

Fig. 5 is a process flow diagram of the preferred method of practicing the present invention.

#### **Description of the Preferred Embodiment(s)**

In describing the preferred embodiment of the present invention, reference will be made herein to Figs. 1-5 of the drawings in which like numerals refer to like features of the invention. Features of the invention are not necessarily shown to scale in the drawings.

The present invention provides a method and system, in the form of a computer program product having source code storable on a program storage device, to install licensed software on a client or end user's personal computer by a scripted network installation routine and to verify that the end user has a valid license to install the software. The preferred method of determining a valid license is by uniquely identifying the client personal computer in use by the end user. A database on a network server or computer is maintained that matches the end user and a specific client personal computer. The personal computer can be uniquely identified by means of a BIOS (Basic Input

Output System) serial number, network adapter address or other similar identifier supplied with the personal computer adapter by the manufacturer. The identities of the end user, i.e., the uniquely identified personal computer, and the licensed software programs or applications that the end user is legally able to install are all maintained in this central data base on (or accessed by) the network server. The exact data base structure may be selected in accordance with the requirements of the system. A relational data base is preferred, but a simple flat-file can be utilized as well as any other known data base structure.

It is preferred that an application agent or installer "front end" is used as an interface between the network data base and the end user. The front end will query the personal computer for its uniquely identifiable information, and then query the data base for the applications software license to this computer, verifying the correct end user. The software applications that are licensed and that can be installed on a computer are identified through the user in the front end interface. The user is then able to select and install the application by downloading from the network server. The use of scripted installation routines allows for standardized installation and requires no end user input or intervention.

The present invention may be embodied as a computer program product stored on a program storage device. The program storage devices of the present invention may be devised, made and used as a component of a machine utilizing optics, magnetic properties and/or electronics to perform the method steps of the present invention. Program storage devices include, but are not limited to, magnetic disks or diskettes, magnetic tapes, optical disks, Read Only Memory (ROM), floppy disks, semiconductor chips and the like. A computer readable program code means in known source code may be employed to convert the methods described below for use on a computer. The computer program or software incorporating the process steps and instructions described further below may be stored in both the end user or client computer(s) and network computer or server.

Fig. 1 illustrates the overall configuration of the method and system of the present invention. Network 20 which may be the Internet or a typical office intra-net system that connects various network servers to various end user personal computers. As shown, network server A, 31, and network server B, 32, are connected via standard wire or wireless connections 21 and 22, respectively, to network 20. Likewise personal end user computer (PC) 1, 41, personal end user computer 2, 42 and personal end user computer 3, 43, are connected by wire or wireless connections 23, 24 and 25, respectively, to network 20.

The network computer or server 31 (Fig. 2) incorporates or has access to one or more program storage devices 35. Installed on the program storage devices are the program license manager 50, discussed further below, database 50a, as well as a plurality of software AA, AB, AC, and the like which are available for license and installation on end user computers. Although this software AA, AB, AC and the like are preferably programs to be downloaded, installed and executed by the end user computers, they may also comprise other software such as database information.

The database 50a in the program storage 35 accessed by the network server contains a list of unique identifiers indicating the end user computers which are licensed to install and use the software on the network computer. Matched to each unique end user identifier is a list of the individual software for which that end user computer is licensed.

Fig. 3 shows a typical client end user personal computer 41 which contains a network card or adapter 53 for connecting the personal computer through connection 23 to network 20. The personal computer also contains in the BIOS a unique identifier containing information as to the type and serial number of the personal computer. This end user computer identifier is unique to that computer and distinguishes it from all other end user personal computers on the network. Personal computer 41 also contains program storage 55 which is able to receive and store various software such as executable programs AA, AB and the like for viewing on screen 62.



The present invention provides advantages over other prior art approaches. The prior art systems may monitor the usage but do not allow for the central control of the installation of licensed software. Also the method of the present invention requires no additional software to be installed and run on the end users personal computer. The front end program license manager application can be run from the network drive and shared with the end user personal computer only when needed, and no installation on the individual personal computer is required. A particular advantage of the present invention is that the software to be installed is never present on the end user computer in a form in which it might be transferred and installed on another personal computer. Instead, the installation media is in the control of the network computer which directly installs the program to the end user computer.

By only allowing end users to install licensed software using the method and  
25 system described above, it is easier to manage licensed applications and to comply with  
legalities concerning use of licensed applications. The end user does not physically have  
the installation media for the selected software; instead, it is held in the central location of  
the network server and the software is installed via the network. Control of the

installation media in the network server itself makes licensed compliance easier as the media cannot be used by end users without a proper license. Further, standardized installations from the network server reduce support problems and costs. In the case of disaster recovery, system reconfiguration after such recovery of a system upgrade can be done by the end user to reinstall the applications. This reduces the need for system support personnel installing licensed applications while still maintaining license compliance.

While the present invention has been particularly described, in conjunction with a specific preferred embodiment, it is evident that many alternatives, modifications and variations will be apparent to those skilled in the art in light of the foregoing description. It is therefore contemplated that the appended claims will embrace any such alternatives, modifications and variations as falling within the true scope and spirit of the present invention.

Thus, having described the invention, what is claimed is:

### Claims

- 1 1. A method of installing licensed software on an end user's computer comprising:  
2 providing an end user computer having a program storage device and a unique  
3 computer identifier distinguishing the end user computer from other computers;  
4 providing a network computer having access to a program storage device containing  
5 software for license to end users and a program storage device containing a  
6 database listing computer identifiers licensed to run the software;  
7 using the network computer to contact the end user computer and determine its end  
8 user computer identifier;  
9 verifying listing of the end user computer identifier in the network computer database;  
10 downloading the software from the network computer; and  
11 installing the downloaded software on the end user computer program storage device.
- 1 2. The method of claim 1 wherein the unique computer identifier is selected from the  
2 group consisting of a BIOS serial number and a network adapter address.
- 1 3. The method of claim 1 wherein on installation on the end user computer program  
2 storage device, the software comprises a program for execution on the end user computer.
- 1 4. The method of claim 1 wherein the network computer includes a plurality of  
2 different software and, prior to downloading the software, further including:  
3 identifying to the end user computer all of the software on the network computer  
4 program storage device listed as licensed by the computer identifier of the end  
5 user computer; and  
6 sending from the end user computer to the network computer a selection of the  
7 software to be downloaded,  
8 and thereafter downloading and installing on the end user computer program storage  
9 device the selected software.













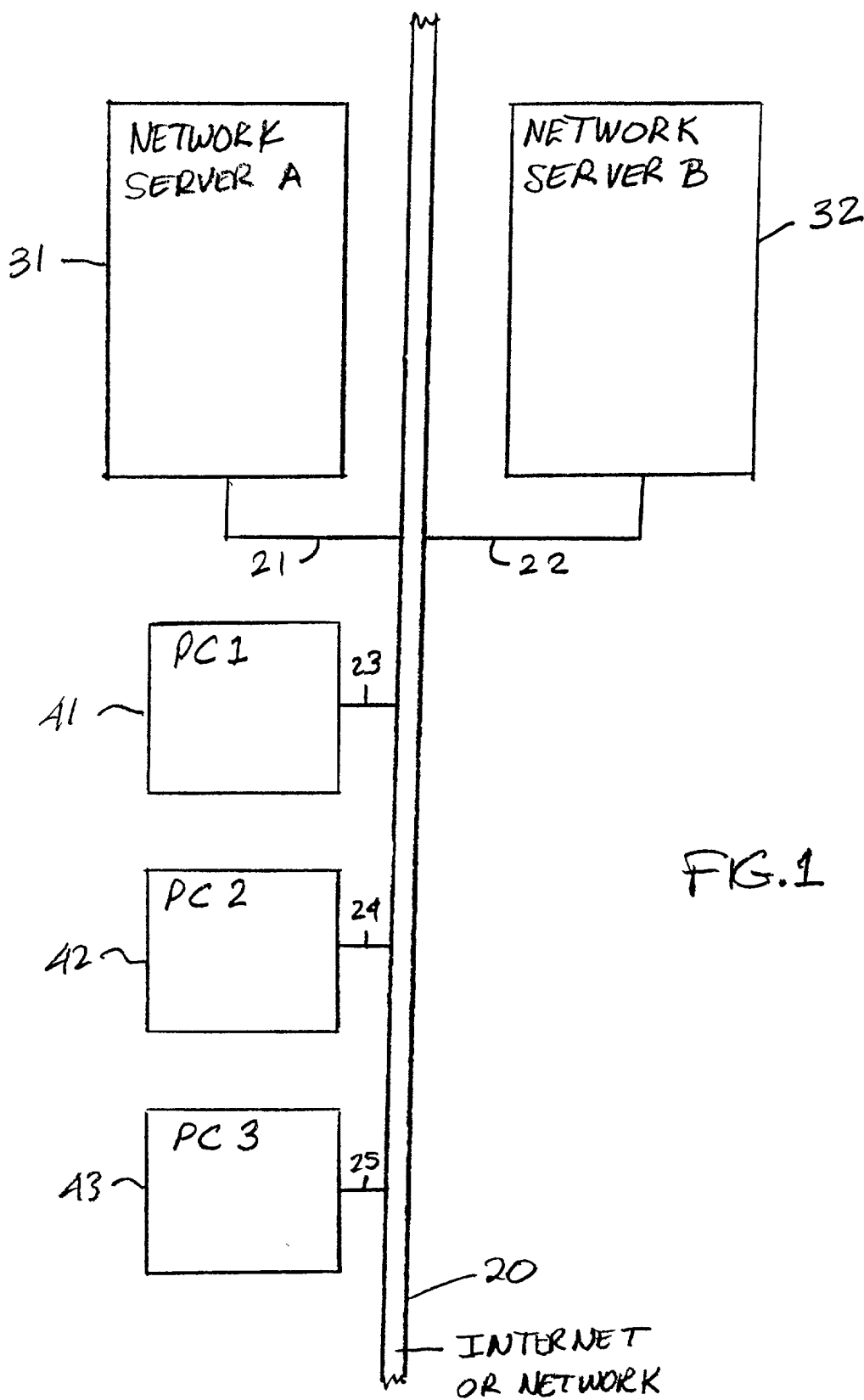
11 computer readable program code means for determining the end user computer  
12 identifier;  
13 computer readable program code means for verifying listing of the end user computer  
14 identifier in the network computer database;  
15 computer readable program code means for downloading software from the network  
16 computer; and  
17 computer readable program code means for installing the downloaded software on the  
18 end user computer program storage device.

Variable	Mean	SD	Min	Max
Age	34.5	10.2	21	55
Gender	1.0	0.0	0	1
Marital status	1.0	0.0	0	1
Education	12.5	1.5	9	16
Income	1.5	0.5	1	2
Occupation	1.0	0.0	0	1
Health status	1.0	0.0	0	1
Smoking status	1.0	0.0	0	1
Alcohol consumption	1.0	0.0	0	1
Exercise frequency	1.0	0.0	0	1
Stress level	1.0	0.0	0	1
Life satisfaction	1.0	0.0	0	1
Overall health	1.0	0.0	0	1

## LICENSED APPLICATION INSTALLER

### ABSTRACT OF THE DISCLOSURE

5 A method and system of installing licensed software on an end user's computer comprising having a program storage device and a unique computer identifier distinguishing the end user computer from other computers, e.g., a BIOS serial number or a network adapter address. The network computer contains a plurality of different software for license to end users and a database listing computer identifiers licensed to run the software. The end user computer sends to the network computer a command to  
10 run a program identifying to the end user computer the software listed as licensed by the computer identifier of the end user computer. The network computer contacts the end user computer and determine its end user computer identifier, verifies listing of the end user computer identifier in the network computer database, and identifies to the end user computer all of the software on the network computer program storage device listed as  
15 licensed by the computer identifier of the end user computer using an executable program on the network computer. The end user computer sends to the network computer a selection of the software to be downloaded. The network computer downloads the selected software and installs it on the end user computer program storage device.







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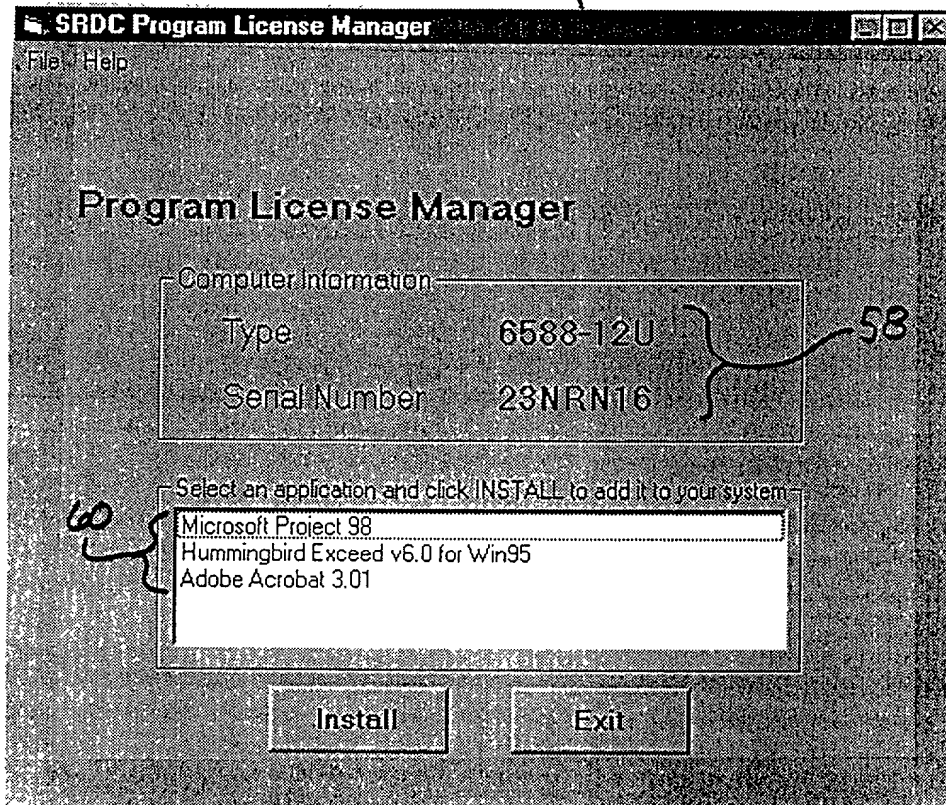
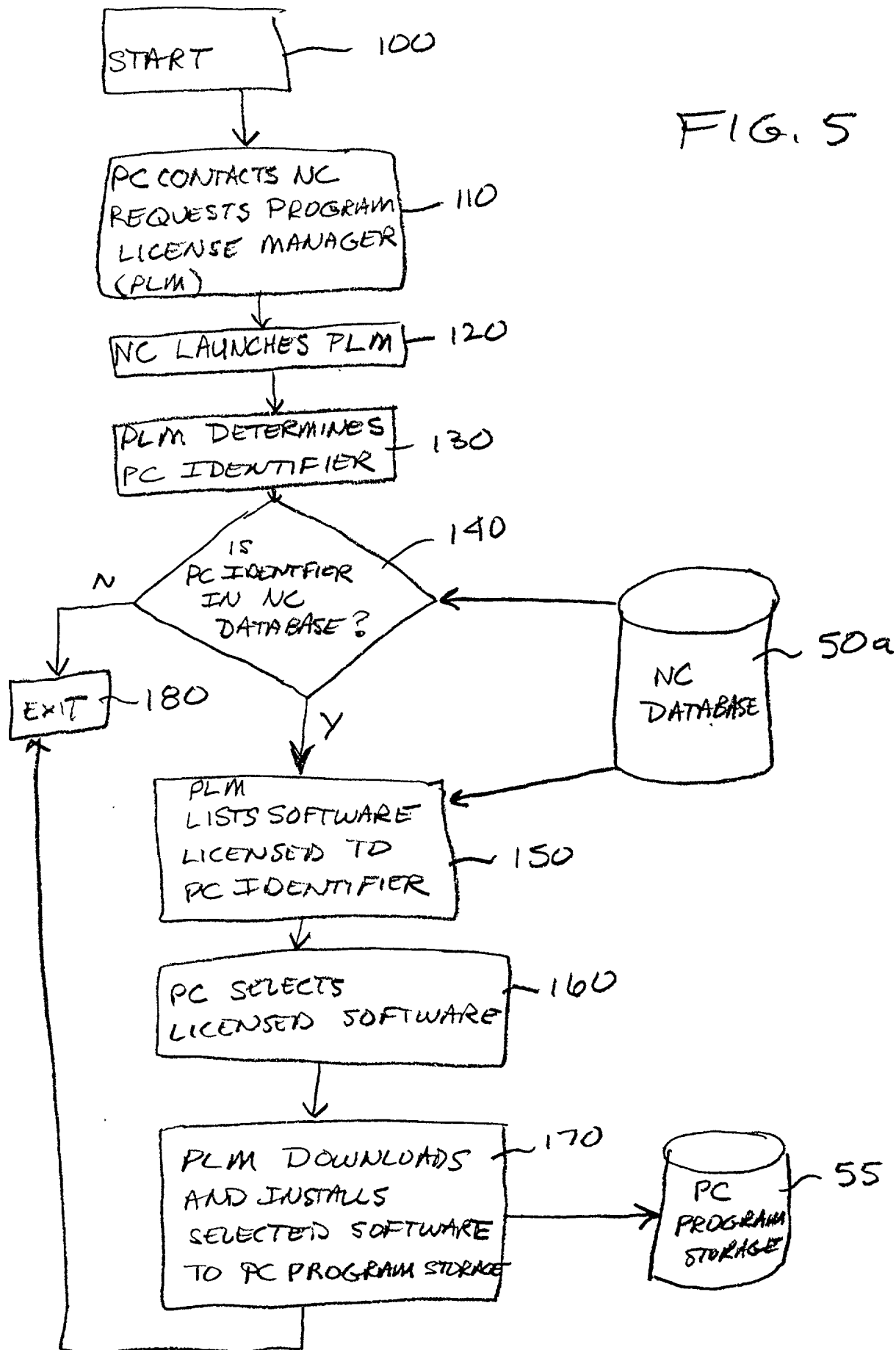


FIG. 4

FIG. 5



## Declaration and Power of Attorney for Patent Application

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### LICENSED APPLICATION INSTALLER

the specification of which (check one)



is attached hereto.



was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 USC §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):		Day/Month/Year	Priority Claimed
Number	Country		

I hereby claim the benefit under 35 USC §119(e) of any United States provisional application(s) listed below:

Application Number	Filing Date
--------------------	-------------

I hereby claim the benefit under 35 USC §120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 USC §112, I acknowledge the duty to disclose information

material to the patentability of this application as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

Prior U.S. Applications:

Serial No.	Filing Date	Status (patented, pending, abandoned)
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I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Anthony P. DeLio (Reg. No. 18,729); Peter W. Peterson (Reg. No. 31,867); John J. Tomaszewski (Reg. No. 26,241); Shirley S. Ma (Reg. No. 44,216); Robert Curcio (Reg. No. 44, 638); Joseph P. Abate (Reg. No. 30,238); Aziz M. Ahsan (Reg. No. 32,100); Jay H. Anderson (Reg. No. 38,371); Ira D. Blecker (Reg. No. 29,894); Steven Capella (Reg. No. 33,086); Dale M. Crockatt (Reg. No. 35,109); Daryl K. Neff (Reg. No. 38,253); Eric W. Petraske (Reg. No. 28,459); Marc D. Schechter (Reg. No. 28,989); H. Daniel Schnurmann (Reg. No. 35,791); Tiffany L. Townsend (Reg. No. 43,199); Lawrence D. Cutter (Reg. No. 28,501); T. Rao Coca (Reg. No. 29,784); Bernard Tiegerman (Reg. No. 29,707); Susan Murray (Reg. No. 38,252).

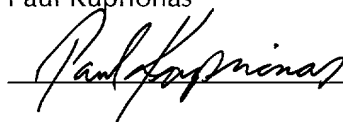
Address all telephone calls to: Peter W. Peterson of **DeLIO & PETERSON, LLC** at (203) 787-0595.

Address all correspondence to: **DeLIO & PETERSON, LLC**  
121 Whitney Avenue  
New Haven, CT 06510

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1) Inventor: Paul Kuprionas

Signature:



3/27/2000  
Date

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Citizenship: USA

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ibm100268000dec

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

APPLICANT:: Paul Kuprionas

SERIAL NO.:

FILING DATE:

FOR: LICENSED APPLICATION INSTALLER

**ASSOCIATE POWER OF ATTORNEY****Assistant Commissioner for Patents  
Washington, D.C. 20231**

Sir:

INTERNATIONAL BUSINESS MACHINES CORPORATION, owner of the above identified patent application, hereby appoints Christopher A. Hughes, Reg. No. 26,914; Edward A. Pennington, Reg. No. 32,588; John E. Hoel, Reg. No. 26,279; and Joseph C. Redmond, Jr., Reg. No. 18,753; all of Morgan & Finnegan, as its associate attorneys to prosecute said patent application, to make alterations and amendments therein, to take any and all other actions with regard to this patent application and the resulting patent and to transact all business with the Patent and Trademark Office connected therewith.

Please continue to address all future correspondence to:

**DeLIO & PETERSON, LLC**  
**121 Whitney Avenue**  
**New Haven, CT 06510**

Respectfully submitted,

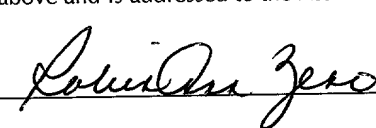
By: 

Jay H. Anderson  
Reg. No. 38,371

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"Express Mail" mailing label number EK082874657US Date of Deposit: 3/30/00 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

Name: RobinAnn Zeno  
ibm100268000asspwr

Signature: 3/30/00